

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
TRAVELERS CASUALTY AND SURETY COMPANY  
OF AMERICA,

Plaintiff,

-against-

DUNCAN INTERIORS, INC., DUNCAN PARTNERS  
LLC, DEBRA A. SPYCHALSKY and JOHN DOES 1-3,

Defendants.

ANALISA TORRES, District Judge:

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ELECTRONICALLY FILED  
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DATE FILED: 12/16/2022

22 Civ. 10562 (AT)

**ORDER**

Plaintiff brings this action against Duncan Interiors, Inc., Duncan Partners LLC, Debra A. Spychalsky, and John Does 1–3, invoking subject matter jurisdiction by reason of diversity of citizenship, 28 U.S.C. § 1332. ECF No. 1 ¶ 6. If Duncan Partners LLC is, indeed, a limited liability company, as its name would imply, then the complaint must allege the citizenship of natural persons who are members of the limited liability company and the place of incorporation and principal place of business of any corporate entities who are members of the limited liability company. By **December 23, 2022**, Plaintiff shall amend its pleading to allege the citizenship of each constituent person or entity. See *Handelsman v. Bedford Vill. Assocs. Ltd. P'ship*, 213 F.3d 48, 51-52 (2d Cir. 2000) (citing *Cosgrove v. Bartolotta*, 150 F.3d 729, 731 (7th Cir. 1998)); *Strother v. Harte*, 171 F. Supp. 2d 203, 205 (S.D.N.Y. 2001) (“For purposes of diversity jurisdiction, a limited liability company has the citizenship of each of its members.”). If Plaintiff fails to amend by the foregoing date to truthfully allege complete diversity based upon the citizenship of each constituent person or entity of the LLC, then the complaint will be dismissed for lack of subject matter jurisdiction.

SO ORDERED.

Dated: December 16, 2022  
New York, New York



ANALISA TORRES  
United States District Judge